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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number 10/658,529

Filing Date 09/10/2003

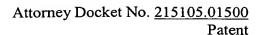
First Named Inventor Cary James MILLER, ET AL.

Group Art Unit 1641

Examiner Name Melanie J. YU

Atternaty Dacket Number 215105 01500

(to be used for all correspondence after initial filling)		Group Art Onit	1041		
		Examiner Name	Melanie J. YU		
Total Number of Pages in This Submission 2		Attorney Docket Number	215105.01500		
ENCLOSURES (check all that apply)					
Fee Transmittal Form Fee Attached Amendment / Reply After Final Affidavits/declarat Extension of Time Reque Express Abandonment R Information Disclosure Si Certified Copy of Priority Document(s) Response to Missing Par Incomplete Application Response to Missi under 37 CFR 1.55	tion(s) Licensin Petition Petition Provisio Change Address Termina Request tatement CD, Nui Remarks	to Convert to a nal Application of Correspondence	After Allowance Communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please identify below): Response to Requirement for Restriction and Election of Species.		
	SIGNATURE OF APPLI	CANT, ATTORNEY, OR A	GENT		
Firm or Individual name	Andrew J. Bateman, Registration No. 45,573				
Signature	Andrew J. Bateman				
Date 07/13/2006					
CERTIFICATE OF MAILING					
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date:					
Typed or printed name					
Signature		Date			





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re F	Patent Application of:)
) Examiner: Melanie J. YU
Cary J	ames MILLER, et al.)
) Group Art Unit: 1641
Applio	cation No.: 10/658,529)
) Confirmation No.: 5356
Filed:	September 10, 2003)
)
For:	IMMUNOASSAY DEVICE WITH)
	IMMUNO-REFERENCE) Date: July 13, 2006
	ELECTRODE)

RESPONSE TO REQUIREMENT FOR RESTRICTION AND ELECTION OF SPECIES

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In complete response to the Office Action dated June 13, 2006, requiring restriction under 35 U.S.C. § 121, Applicants hereby provisionally elect, without traverse, the Group I invention, comprising claims 1-12 and drawn to an immunosensor system comprising a first immunosensor and a second immunosensor, classified in class 435, subclass 287.1.

Applicants reserve the right to file one or more divisional applications directed to the non-elected inventions.

In addition, as the Group I invention has been elected, the Patent Office has required an election of species under 35 U.S.C. § 121 to one species from each of Groups A and B and a listing of all claims readable thereon. Applicants hereby provisionally elect, without traverse, the species of "electrochemical" from Group A and the species "plasma protein" from Group B. It is respectfully noted that the Patent Office has indicated that claim 1 is

generic. Therefore, Applicants respectfully submit that claims 1, 2, 5-7 and 9-12 of the elected Group I invention are readable on the elected species of Groups A and B.

Should the Examiner have any questions regarding this response or the application in general, the Examiner is urged to contact the Applicants' attorney, Andrew J. Bateman, by telephone at (202) 625-3547. All correspondence should continue to be directed to the address given below.

Respectfully submitted,

KATTEN MUCHIN ROSENMAN LLP

By:

Andrew J. Bateman Attorney for Applicants Registration No. 45,573

PATENT ADMINISTRATOR
KATTEN MUCHIN ROSENMAN, L.L.P.
1025 Thomas Jefferson Street, N.W.
East Lobby, Suite 700
Washington, D.C. 20007-5201
Facsimile: (202) 298-7570

Customer No.: 27160